



ANDA #5  
12/23/03  
Witcher

Docket No.: W1878.0135/P135  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Masahiko Nakayama

Application No.: 09/464,520

Group Art Unit: 2684

Filed: December 15, 1999

Examiner: T. Lel

For: CONTROL OF AMPLITUDE LEVEL OF  
BASEBAND SIGNAL TO BE  
TRANSMITTED ON THE BASIS OF THE  
NUMBER OF TRANSMISSION CODES

**RECEIVED**  
DEC 19 2003  
Technology Center 2600

AMENDMENT AND COMMUNICATION RE: PREVIOUSLY-FILED IDS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a response to the Office Action mailed October 9, 2003 in the above-identified application. Reconsideration of the application is respectfully requested.

**FEE CALCULATION**

Any additional fee required has been calculated as follows:

\_\_\_ If checked, "Small Entity" status is claimed.

|   | Claims<br>Remaining After<br>Amendment | Highest<br>Number<br>Previously Paid | Number Extra<br>Claims Present | Rate    | Additional<br>Fee |
|---|--|--------------------------------------|--------------------------------|---------|-------------------|
| Total   | 17                                     | - 20* =                              |                                | x       | 0.00              |
| Independent   | 16                                     | - 16** =                             |                                | x 86.00 |                   |
| First presentation of Multiple Dependent Claim(s) (if applicable) |  |                                      |                                |         |                   |
| TOTAL   |  |                                      |                                |         |                   |

\*not less than 20

\*\* not less than 3

No fee is due.

In the event any fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 50-2215.

**CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 CFR 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 CFR 1.135. The fee under 37 CFR 1.17 should be charged to our Deposit Account No. 50-2215.